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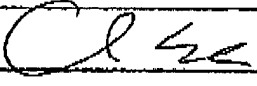
NO. 6846 P. 1  
(Modified) P. 1/2/21 (0-00)  
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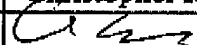
<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/373,333	
	Filing Date	August 12, 1999	
	First Named Inventor	Subramanian	
	Group Art Unit	1655	
	Examiner Name	D. Johannsen	
Total Number of Pages in This Submission	25	Attorney Docket Number	113.410US

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): Copy of IDS IDS originally filed April 5, 2002
Authorization to Charge Deposit Account Please charge Deposit Account No. 50-0893 for any additional fees associated with this paper or during the pendency of this application, including any extensions of time for consideration of the documents enclosed.		
Remarks		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Christopher M. Holman Reg. No. 40,021		
Signature			
Date	July 2, 2002		

## CERTIFICATE OF FACSIMILE TRANSMITTAL

I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office (Fax No. (703)872-9306) on this date: July 2, 2002			
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NO. 6846 P. 4

PATENT  
Atty. Docket No: 0113.410US  
USSN 09/373,333

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Subramanian et al.

Application No.: 09/373,333

Filed: August 12, 1999

For: DNA Shuffling to Produce Herbicide  
Selective Crops

Examiner: D. Johannsen

Art Unit: 1655

**AMENDMENT**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Office Action mailed March 18, 2002, Applicants respectfully request reconsideration of the above-referenced patent application in view of the following amendments and remarks. The following documents are enclosed herewith:

- 1) A petition to extend the period of response for one month, extending the period for response through the present date; and
- 2) A copy of a 1449 form originally filed April 5, 2000.

In an interview summary prepared on July 2, 2002, the Examiner indicated that she was unable to locate the above-referenced 1449, but that she did locate a cover sheet that had accompanied it as well as several references not listed on any of the other 1449s in the file, and asked applicants' representative to provide a copy of the 1449 with this response. If the Examiner does not have a copy of any of the references cited on the 1449, she is requested to inform Applicant and any missing copies will be re-submitted.

**IN THE CLAIMS:**

Please amend claims 4 and 65 as follows:

4. (thrice amended) A method of obtaining a recombinant herbicide tolerance nucleic acid that encodes an herbicide toleranc polypeptid , wherein expression of the herbicide